

RECEIVED
CENTRAL FAX CENTER

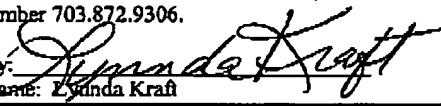
S/N 09/119,209

SEP 24 2004 PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Lasky et al.	Examiner:	Pak, Michael
Serial No.:	09/119,209	Group Art Unit:	1646
Filed:	July 20, 1998	Docket No.:	11669.0098US01
Conf. No.:	9854	Customer No.:	23552
Title:	LYMPHOCYTE HOMING RECEPTORS		

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the Commissioner for Patents, U.S. Patent and Trademark Office, on September 24, 2004 at facsimile number 703.872.9306.

By: 
Name: Lynda Kraft

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 C.F.R. §1.137(b)**

Attention: Office of Petitions
Mail Stop Petition
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

The United States Patent and Trademark Office abandoned the above-identified application for failure to file a timely and proper reply to an Office Action. The date of abandonment is the day after the expiration date of the period set for reply in the office action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

A response to the above-noted Office Action is enclosed herewith.

Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. §1.137(b) was unintentional. As indicated in the Communication submitted on March 9, 2004, after considerable correspondence and discussions with Examiner Pak, the undersigned representative filed an RCE and amendment responsive to the rejections of record. The Office Action in question, dated March 24, 2003, was not addressed to the undersigned attorney of record, and was never received. The undersigned attorney was apprised of the outstanding office action when the client received a notice of

abandonment. The attorney of record submitted a Communication requesting resending of the Office Action with restarting of the time for response (copy attached). No reply to this communication has been received. Revival of this application is respectfully requested.

Please charge Deposit Account No. 13-2725 in the amount of \$1330.00 to cover the required for petition.

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903

Date: 24 September 2004

Denise M Kettelberger
Denise Kettelberger, Ph.D.
Reg. No. 33,924
DMK:lek



RECEIVED
CENTRAL FAX CENTER

SEP 24 2004



Auto-Reply Facsimile Transmission

TO: Fax Sender at 6123329081

Fax Information
Date Received: 3/9/2004 5:53:19 PM [Eastern Standard Time]
Total Pages: 5 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(i). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received
Cover
Page
=====>

6123329081		6123329081		6123329081	
T-094		P.005/022		F-472	
<p>Merchant & Gould An Intellectual Property Law Firm</p> <p>2260 125 Cedar 40 South 6th Street Minneapolis, Minnesota 55402-2215 USA Tel: 612.371.5262 Fax: 612.371.5263 www.mgolaw.com</p>					
<p>Fax Transmission March 9, 2004</p> <p>To: Commissioner for Patents From: Denise M. Kettlerberger, Ph.D.</p> <p>Company: USPTO Our Ref.: 11669.0098US01</p> <p>Year Ref.: 09/19,2004 Fax No.: 612.332.4081</p> <p>Fax No.: 703.572.9306 Phone No.: 612.371.5262</p> <p>Phone No.: 703.572.9305 Total Pages: 5</p> <p>State/Country: D.C./U.S.A. E-Mail: dkettlerberger@merchant-gould.com</p> <p>Confirmation Via Mail: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Return Fax To: Lynda Kraft 31.W12</p>					
<p>Title of Document Transmitted: Applicant: Lesky et al. Serial No.: 09/19,2004 Filed: July 20, 1998 Group Art Unit: 1546 Ctr Ref. No.: 11669.0098US01</p>			<p>Treatment in Similitude and Correspondence</p>		
<p>Please charge any additional fees or credit overpayment to Deposit Account No. 13-2722. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to cover these papers, if appropriate.</p> <p>By: <i>Denise M. Kettlerberger</i> Name: Denise M. Kettlerberger, Ph.D. Reg. No.: 33,424</p>					
<p>I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.</p> <p>Lynda Kraft <i>Lynda Kraft</i> Signature Date: <i>3/9/04</i></p>					
<p>This transmission contains information that is confidential and/or legally protected. It is intended for use only by the person to whom it is directed. If you have received this message in error, please notify us by telephone immediately so that we can arrange for the return of the original documents to us.</p> <p>If you do NOT receive all of the pages, please call us in the U.S. at (612)332.4664 or fax us at 612.332.9081.</p>					
<p>PAGE 5/22 * RCVD AT 2004-09-24 12:53:19 (Eastern Standard Time) * SVR:USPTO-EFXRF-1/3 * DNIS:8729306 * CSID:6123329081 * DURATION (mm:ss):05:14</p>					

MEMORY TRANSMISSION REPORT

PAGE : 001
 TIME : 03-09-04 05:41PM
 TEL NUMBER1: 6123329081
 TEL NUMBER2: 6123329081
 NAME : Merchant & Gould

RECEIVED
 CENTRAL FAX CENTER
 SEP 24 2004

FILE NUMBER : 257
 DATE : 03-09 05:40PM
 TO : 2917038729306
 DOCUMENT PAGES : 005
 START TIME : 03-09 05:40PM
 END TIME : 03-09 05:41PM
 SENT PAGES : 005
 STATUS : OK

FILE NUMBER : 257 *** SUCCESSFUL TX NOTICE ***

Merchant & Gould
 An Intellectual Property Law Firm

3200 IDS Center
 30 South Eighth Street
 Minneapolis, Minnesota
 55401-3215 USA
 Tel: 612.332.3300
 Fax: 612.332.3303
 www.merchant-gould.com

Fax Transmission | March 9, 2004

To: Commissioner for Patents	From: Denise M. Kettelberger, Ph.D.
Company: USPTO	Our Ref: 11669.0098U101
Your Ref: 09/119,209	Fax No.: 612.332.9081
Fax No.: 703.872.9306	Phone No.: 612.371.5268
Phone No.: 703.872.9305	Total Pages: 3
State/Country: D.C./U.S.A.	E-Mail: dkettelberger@nordhann-gould.com
Confirmation Via Mail: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Return Fax To: Lynda Kraft 31.W12

Title of Documents Transmitted:
 Applicant: Lasky et al.
 Serial No.: 09/119,209
 Filed: July 20, 1998
 Group Art Unit: 1646
 Our Ref. No.: 11669.0098U101

Transmitted in duplicate, and Communication

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

CUSTOMER NO.: 23552

ATTN: TRADEMARK OFFICE

By: *Denise M. Kettelberger*
 Name: Denise M. Kettelberger, Ph.D.
 Reg. No.: 33,924

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Lynda Kraft

Denise M. Kettelberger

3/9/04
 Date

This transmission contains information that is confidential and/or legally privileged. It is intended for use only by the persons to whom it is directed. If you have received this telecopy in error, please notify us by telephone immediately so that we can arrange for the return of the original documents to us.

If you did NOT receive all of the pages, please call us in the U.S.A. at 612.332.4664 or fax us at 612.332.9081.

Merchant & Gould

An Intellectual Property Law Firm

RECEIVED
CENTRAL FAX CENTER

3200 IDS Center
80 South Eighth Street
Minneapolis, Minnesota
55402-2215 USA
TEL 612.332.5300
FAX 612.332.9081
www.merchant-gould.com

SEP 24 2004

Fax Transmission | March 9, 2004

To: Commissioner for Patents	From: Denise M. Kettelberger, Ph.D.
Company: USPTO	Our Ref.: 11669.0098US01
Your Ref.: 09/119,209	Fax No.: 612.332.9081
Fax No.: 703.872.9306	Phone No.: 612.371.5268
Phone No.: 703.872.9305	Total Pages: 5
State/Country: D.C./U.S.A.	E-Mail: dkettelberger@merchant-gould.com
Confirmation Via Mail: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Return Fax To: Lynnda Kraft 31.W12

Title of Documents Transmitted: Transmittal in duplicate, and Communication
 Applicant: Lasky et al.
 Serial No.: 09/119,209
 Filed: July 20, 1998
 Group Art Unit: 1646
 Our Ref. No.: 11669.0098US01

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

CUSTOMER NO.:
23552

23552
PATENT TRADEMARK OFFICE

By: Denise M. Kettelberger
Name: Denise M. Kettelberger, Ph.D.
Reg. No.: 33,924

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Lynnda Kraft

Lynnda Kraft
Signature

3/9/04
Date

This transmission contains information that is confidential and/or legally privileged. It is intended for use only by the person to whom it is directed. If you have received this telecopy in error, please notify us by telephone immediately so that we can arrange for the return of the original documents to us.

If you did NOT receive all of the pages, please call us in the U.S.A. at 612.336.4664 or fax us at 612.332.9081.

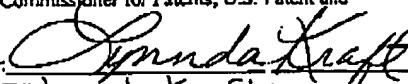
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lasky et al.
 Serial No.: 09/119,209
 Filed: July 20, 1998
 Confirmation No.:
 Due Date:
 Title: LYMPHOCTYE HOMING RECEPTORS

Examiner: M. Pak
 Group Art Unit: 1646
 Docket: 11669.98US01
 Notice of Allow.
 Date:

RECEIVED
 CENTRAL FAX CENTER
 SEP 24 2004

CERTIFICATE UNDER 37 CFR 1.6(d):
 I hereby certify that this paper is being transmitted by facsimile to the Commissioner for Patents, U.S. Patent and Trademark Office on March 9, 2004 to 703-872-9306.

By: 
 Name: Lynda Kraft

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

23552
 PATENT TRADEMARK OFFICE

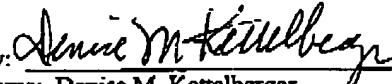
Sir:

We are transmitting herewith the attached:

- Transmittal Sheet in duplicate containing Certificate of Mailing
- Other: Communication
- Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.
 P.O. Box 2903, Minneapolis, MN 55402-0903
 612.332.5300

By: 
 Name: Denise M. Kettelberger
 Reg. No.: 33,924
 DMK:ko:lek

(PTO TRANSMITTAL - GENERAL)

RECEIVED
CENTRAL FAX CENTER

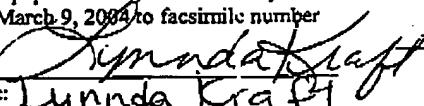
SN 09/119,209

SEP 24 2004

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Lasky et al.	Examiner:	M. Pak
Application No.:	09/119,209	Group Art Unit:	1646
Filed:	July 20, 1998	Docket No.:	11669.98US01
Title:	LYMPHOCYTE HOMING RECEPTORS		

CERTIFICATE UNDER 37 CFR 1.6(d): I hereby certify that this paper is being transmitted by facsimile to the Commissioner for Patents, U.S. Patent and Trademark Office on March 9, 2004 to facsimile number 703.872.9306.

By: 
Name: Lynnda Kraft

COMMUNICATION

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicants respectfully request that the Office Action dated March 24, 2003 be resent to the attorney of record and the period for response be restarted from the new mailing date.

Applicants' undersigned representative has been prosecuting this application since well before the mailing date of the present Office Action. For example, on April 22, 2002, the below signed attorney for Applicant filed an Amendment in reposnse to the October 22, 2001 Office Action; on November 11, 2002, the below signed attorney for Applicant sent via facsimile a communication to the Examiner; on December 3, 2002, the below signed attorney for Applicant and the Examiner participated in a telephone interview; on March 10, 2003, the below signed attorney for Applicant filed a Request for Continued Examination, an Amendment and a Request for Extension of Time.

Applicants respectfully state that the aforementioned outline of the prosecution history for this application adequately shows the attorney of record to be Denise Kettelberger of Merchant & Gould.

Accordingly, Applicants respectfully request that the Office Action dated March 24, 2003 be resent to the attorney of record and the period for response be restarted from the new mailing date.

Respectfully submitted,

MERCHANT & GOULD P.C.

Denise M. Kettelberger

Denise M. Kettelberger
Reg. No. 33,924

MERCHANT & GOULD P.C.
P. O. Box 2903
Minneapolis, Minnesota 55402-0903



Merchant & Gould

An Intellectual Property Law Firm

RECEIVED
CENTRAL FAX CENTER

3200 IDS Center
80 South Eighth Street
Minneapolis, Minnesota
55402-2215 USA
TEL 612.332.5300
FAX 612.332.9081
www.merchant-gould.com

SEP 24 2004

Fax Transmission | September 24, 2004

To: Commissioner for Patents
 Company: USPTO
 Your Ref: 09/119,209 - Lasky et al.
 Fax No.: 703.872.9306
 Phone No.: 703.872.9305
 State/Country: D.C./U.S.A.
 Confirmation Via Mail: Yes No

From: Denise M. Kettelberger, Ph.D.
 Our Ref.: 11669.0098US01
 Fax No.: 612.332.9081
 Phone No.: 612.371.5268
 Total Pages: 22
 E-Mail: dkettelberger@merchant-gould.com
 Return Fax To: Lynnda Kraft 31.W12

Title of Documents Transmitted:

Fax Transmission (in duplicate): Petition for Revival; Amendment; and Application Data Sheet

Applicant: Lasky et al.
 Serial No.: 09/119,209
 Filed: July 20, 1998
 Group Art Unit: 1646
 Our Ref. No.: 11669.0098US01

Please charge Deposit Account No. 13-2725 in the amount of \$1330.00 to cover the required for petition. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.



By: Denise M. Kettelberger,
 Name: Denise M. Kettelberger, Ph.D.
 Reg. No.: 33,924

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Lynnda Kraft

This transmission contains information that is confidential and/or legally privileged. It is intended for use only by the person to whom it is directed. If you have received this telecopy in error, please notify us by telephone immediately so that we can arrange for the return of the original documents to us.

If you did NOT receive all of the pages, please call us in the U.S.A. at 612.336.4664 or fax us at 612.332.9081.